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November 2, 2005

The Honorable Kent A. Jordan  
United States District Court  
844 King Street  
Wilmington, DE 19801

**Re: A.B. Dick Company, *et al.*, v MHR Capital Partners, *et al.*,  
District Court Case No. 1:05-CV-00116-KAJ  
MHR Capital Partners LP *et al.*, v. N.E.S. Investment Company, *et al.*,  
District Court Case No. 1:05-CV-00115-KAJ**

Dear Judge Jordan:

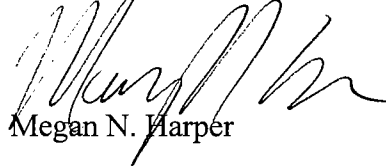
Pursuant to the Court's October 5, 2005 Order, oral argument on the pending motions to dismiss in the above-captioned actions is scheduled for November 14, 2005. However, only MHR Capital Partners LP, MHR Institutional Partners LP, MHRM LP and MHR Fund Management LLC's (collectively, "MHR") Motion to Dismiss, or In the Alternative, for Summary Judgment, on Counts II and III of the Amended Complaint (the "MHR Motion to Dismiss") in District Court Case No. 05-00116 is ready for oral argument. In addition, MHR's Request for Oral Argument sought oral argument before the Court with regard to MHR's Motion to Dismiss.

Pursuant to the Stipulation and Order Staying Third-Party Action and Extending the Time Within Which the Third-Party Plaintiffs Must Respond to Certain Motions Filed by the Third-Party Defendants or, in the Alternative, Dismissing the Third-Party Action [D.I. 5] all matters in District Court Case No. 05-00115 are stayed pending a determination and entry of a final, non-appealable order with respect to the matters before the Court in District Court Case No. 05-00116.

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MHR apologizes for any confusion caused by their Request for Oral Argument.

Very truly yours,



Megan N. Harper

MNH:bjr

cc: *(Via Facsimile)*

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